

KATHLEEN BABINEAUX BLANCO GOVERNOR

State of Louisiana

Gaming Control Board

H. CHARLES GAUDIN CHAIRMAN

ANNE LACOUR NEEB EXECUTIVE DIRECTOR

IN RE: LAROUSSE, INC. D/B/A QUEEN BEE NO. VP2900110148

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of January 18, 2005. The Hearing Officer's order dated December 14, 2004, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Revocation", between Larousse, Inc. d/b/a Queen Bee, No. VP2900110148, and the Louisiana Department of Public Safety and Corrections, Office of State Police, which is attached hereto and incorporated herein, is **APPROVED**.

THUS DONE AND SIGNED on this the 20 day of January, 2005.

LOUISIANA/GAMING CONTROL BOARD

BY:

H. CHARLES GAUDIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 21 DAY

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STATE OF LOUISIANA

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LOUISIANA GAMING CONTROL BOARD

LGCB Administrative Hearing Office

ADMINISTRATIVE HEARING OFFICE

IN RE: LAROUSSE, INC. d/b/a QUEEN BEE

NO.: 2900110148

INSPECTION NO.: 012502

JOINT MOTION FOR ENTRY OF STIPULATIONS AND APPROVAL OF PROPOSED SETTLEMENT

ON THE JOINT MOTION OF:

- 1. the Louisiana Department of Public Safety and Corrections, Office of State Police (hereinafter "Division"), and
- 2. Larousse Inc. d/b/a Queen Bee No. 2900110148 (hereinafter "Licensee"),

who respectfully represent the following:

WHEREAS:

- 1. On April 5, 2004, an Administrative Hearing was held, at the request of the Licensee, in response to a Notice of Recommendation of Administrative Action, issued by the Louisiana Gaming Control Board, for chronic delinquency in filing and/or paying the Lafourche Parish Sales and Use tax. The Licensee entered into a joint stipulation agreeing to a seventy-two (72) day suspension in lieu of further administrative action. The suspension commenced on June 28, 2004.
- 2. On May 19, 2004, the Division received a copy of a delinquency notice issued by the Lafourche Parish School Board, Sales and Use Tax Department regarding the Licensee's failure to timely file and/or pay local sales and use tax.
- 3. On May 27, 2004, the Division issued Violation and Inspection report #012502 to the Licensee for failure to pay the sales and use tax. Additionally, on May 27, 2004, the Division issued a certified letter instructing the licensee to resolve the tax delinquency within ten (10) days.
- 4. On September 8, 2004, the Louisiana Gaming Control Board issued a Notice of Recommendation of Revocation to the Licensee.

5. On or about September 28, 2004, the Licensee timely requested an Administrative Hearing.

Representative

6. An administrative Hearing for this matter was docketed for November 17, 2004. At the request of the Licensee's counsel, a continuance was granted to December 14, 2004.

NOW THEREFORE, in consideration of the foregoing stipulations, the Division and the Licensee hereby propose the following settlement, that:

- 1. The Licensee acknowledges that it was in violation of La. R.S. 27:301(B)(1)(e) and LAC 42.XI.2405(B)(1)(b) and LAC 42.XI.2417(B)(2)(f) in that it is chronically delinquent in the filing and/or paying of the Lafourche Parish School Board Sales and Use Tax;
- 2. In lieu of further administrative action against the Licensee's video gaming license, the Licensee shall undergo a 144 day suspension, effective upon the approval of the Louisiana Gaming Control Board;
- 3. The Division hereby agrees to accept the Licensee's suspension in settlement of Violation/Inspection Report #012502 and the Notice of Recommendation of Revocation dated September 8, 2004;
- 4. Mindful of the years of chronic delinquency, the Division reserves the right to take into consideration the violation in connection with any future violation and gives notice to the Licensee that any further delinquencies in the filing and/or payment of the Lafourche Parish School Board Sales and Use tax will give rise to a Recommendation for Revocation and a settlement option will not be considered;
- 5. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
- 6. This settlement constitutes the entire agreement between the Division and Larousse Inc. d/b/a Queen Bee pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
- 7. This settlement is subject to approval by the Hearing Officer of the Louisiana Gaming Control Board; it is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not executory and will be submitted to the Board for its determination as to whether the matter should be heard by the Hearing Officer; if approved, however, the suspension is to occur within fifteen (15) days of approval of this settlement by the Board.

8. The Division and the Licensee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

Respectfully submitted,

LAROUSSE, INC. d/b/a QUEEN BEE

BY:

Brett A. Sulzer, L.L.C. La. Bar Roll No. 23320

212 Laurel Street

Baton Rouge, LA 70801

Telephone: (225) 336-9600 Facsimile: (225) 709-1554

Counsel for Larousse Inc.

d/b/a Queen Bee

CHARLES C. FOTI, JR. ATTORNEY GENERAL

BY:

Olga M. Bogran

Assistant Attorney General

La. Bar Roll No. 24302

One Canal Place

365 Canal Street, Suite 2730

New Orleans, LA 70130

Telephone: (504) 599-1149

Facsimile: (504) 599-1163

STATE OF LOUISIANA

LOUISIANA GAMING CONTROL BOARD

ADMINISTRATIVE HEARING OFFICE

IN RE: LAROUSSE, INC. d/b/a QUEEN BEE

NO.:2900110148

INSPECTION NO.: 012502

ORDER

Considering the foregoing Joint Motion For Entry of Stipulations and Approval of Proposed Settlement, IT IS HEREBY ORDERED that such proposed settlement be approved, to wit:

- 1. the Licensee acknowledges that it was in violation of La. R.S. 27:301(B)(1)(e) and LAC 42.XI.2405(B)(1)(b) and LAC 42.XI.2417(B)(2)(f), due to chronic delinquencies in the filing and/or payment of the Lafourche Parish School Board Sales and Use tax;
- 2. the Licensee shall undergo a 144 day suspension, effective upon the approval of the Louisiana Gaming Control Board;
- 3. the Licensee acknowledges that it has been given notice that any further delinquencies in the filing and/or payment of the Lafourche Parish School Board Sales and Use tax will give rise to a Recommendation for Revocation without option of settlement;

day of Search, 2004 in THUS DONE AND SIGNED this

Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD I HEREBY CERTIFY THAT A CERTIFIED

COPY HAS BEEN MAILED OR SERVED ON

DOCHET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Brest Sulzer

Olga Bogron Salbrina Balbud

WILLIAM H. BROWN

Hearing Officer

A TRUE COPY ATTEST **LOUISIANA GAMING CONTROL BOARD** HEARING OFFICE

BATON ROUGE, LA __